

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE

LIBERTY LEGAL FOUNDATION;  
JOHN DUMMETT;  
LEONARD VOLODARSKY;  
CREG MARONEY,

Plaintiffs

CASE NO: 2:12-cv-02143-cgc

v.

NATIONAL DEMOCRATIC PARTY  
of the USA, Inc.;  
DEMOCRATIC NATIONAL  
COMMITTEE;  
TENNESSEE DEMOCRATIC PARTY;  
DEBBIE WASSERMAN SCHULTZ;  
CHIP FORRESTER,

On Notice of Removal of Case  
No. CH-11-1757-3 from Chancery  
Court for the State of Tennessee in  
Shelby County

Defendants

**PLAINTIFFS' MOTION TO REMAND**

Pursuant to Rule 7 of the Federal Rules of Civil Procedure, the Plaintiffs respectfully move this Court to remand the above-named case to the Chancery Court for the State of Tennessee in Shelby County.

Grounds for this motion, as set forth more fully in the accompanying memorandum of law, are that Plaintiffs' complaint alleges alternative theories that do not require interpretation of the U.S. Constitution or federal law.

Respectfully submitted this 14<sup>th</sup> Day of March, 2012, by:

s/Van R. Irion  
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Attorney for Plaintiffs

#### CERTIFICATE REGARDING CONSULTATION

Pursuant to this Court's Local Rule 7.2(a)(1)(B), counsel for the Plaintiffs hereby certifies that upon consultation with opposing counsel, accord could not be reached regarding the instant motion. Said consultation was made with attorneys Ben Gastel and Gerard Stranch via e-mail on March 5 and 6, 2012.

s/Van R. Irion  
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Attorney for Plaintiffs

#### CERTIFICATE OF SERVICE

It is hereby certified that on March 14, 2012, a copy of "Plaintiffs' Motion to Remand" was filed electronically. A copy of this motion will be served upon the Defendants through the Court's electronic filing system.

s/Van R. Irion  
Van R. Irion